

News Release
U.S. Department of Justice
United States Attorney
District of Rhode Island



December 28, 2006

**Freight company is charged with illegally
shipping hazardous waste**

The United States Attorney has charged **Berkeley Transportation Company** with illegally shipping hazardous waste from a location in East Providence to a trucking depot in Warwick. The company has agreed to plead guilty to the charges.

United States Attorney Robert Clark Corrente, Michael E. Hubbard, Special Agent in Charge of the Environmental Protection Agency, Criminal Investigation Division, and W. Michael Sullivan, Director of the Rhode Island Department of Environmental Management (DEM), jointly announced a two-count information, which was filed today in U.S. District Court, Providence. An agreement to plead guilty, signed by the company's president, was filed in conjunction with the information.

According to the information, on two occasions in September 2004, Berkeley Transportation, which is located in Cumberland, knowingly transported hazardous waste from 155 Amaral Street, East Providence, to a C-Line Transportation depot at 340 Jefferson Boulevard, Warwick, a site that is not legally permitted to receive or store hazardous waste. The information does not specify the type of hazardous waste that the company allegedly shipped.

According to the information, Amaral Street Associates, which owned the Amaral Street site, had recently sold that property and hired Berkeley Transportation to truck away waste that

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had been stored there. The information identifies Bradford Dean as both the president of Berkeley Transportation and as a partner and officer of Amaral Street Associates.

As a condition of the plea agreement, Berkeley Transportation has agreed to pay \$35,000 to DEM's Environmental Response Fund. In addition, the government will ask the Court to impose an \$80,000 fine, and will ask that the company be ordered to establish an environmental compliance program.

Even though an agreement to plead guilty has been filed, an information is merely an allegation, and a defendant is presumed innocent unless and until proven guilty. Upon conviction, illegally transporting hazardous waste carries maximum penalties of five years imprisonment and a fine of up to \$50,000 or twice the amount of gain or loss.

An arraignment has been scheduled for 10:00 AM, January 3, before Magistrate Judge David L. Martin in U.S. District Court, Providence. No date has been scheduled for the Court to consider the plea agreement.

The Environmental Protection Agency, Criminal Investigation Division and the Rhode Island Department of Environmental Management, Office of Criminal Investigations, conducted a joint investigation. Assistant U.S. Attorney Adi Goldstein is prosecuting the case.

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